PART IV

Section 1-C

RULES, ORDERS AND NOTIFICATIONS UNDER CENTRAL ACTS AND ORDINANCES.

NOTIFICATION.

No. L.D. 1481—Legis. 6-51-34, dated Bangalore, 30th October 1951.

Ordered that Notification No. S.R.O. 1408 dated 15th September, 1951 of the Ministry of Food and Agriculture under the Essential Supplies (Temporary Powers) Act, 1946 regarding the price, production, movement or distribution of cotton seeds published in the *Gazette of India*, Part II, Section 3, dated the 15th September 1951, be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

N. R. JAYA RAO,
Legal Remembrancer and Secretary to Government, Law Department.

GOVERNMENT OF INDIA.

MINISTRY OF FOOD AND AGRICULTURE.

NOTIFICATION.

AGRICULTURE.

New Delhi, the 15th September 1951.

S.R.O. 1408.—In exercise of the powers conferred by Section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (Act No. XXIV of 1946) the Central Government hereby directs that no order made or deemed to have been made under the said Act or under any corresponding law in any State except the State of Punjab shall have effect so as to prohibit or restrict the movement of cotton seeds from any place in that State to any other place within or outside that State or so as to regulate or control the price, production, movement or distribution thereof in any manner whatsoever.

[No. F. 30-8/50-EP]

R. L. GUPTA, Secy.

ELECTION COMMISSION, INDIA.

New Delhi-1, the 2nd November 1951.

NOTIFICATION.

No. 122/7/51-Elec-II. In exercise of the powers conferred by sub-section (1) of section 22 of the Representation of the People Act, 1950 (XLIII of 1950), read with sub-section (4) of section 27 of the said Act, the Election Commission, in consultation with the Government of Mysore, hereby designates the officers specified in column 2 of the table below to be the Electoral Registration Officers for the Council constituencies in the State of Mysore specified in the corresponding entries in column 1 of the table:—

TABLE.

Name of Constituency	*Electoral Registration Officer*
1	2
Mysore (Graduates)...	The Registrar, University of Mysore Mysore.
Mysore (Teachers)	The Director of Public Instruction in Mysore, Bangalore.
Kolar (Local Authorities)... ...	The Commissioner for Local Self-Government in Mysore, Bangalore.
Tumkur do	Do do
Bangalore do	Do do
Mandya do	Do do
Mysore do	Do do
Hassan do	Do do
Chickmagalur do	Do do
Shimoga do	Do do
Chitaldrug do	Do do

P. S. SUBRAMANIAN, *Secy.*

Printed by the Director of Printing, Stationery and Publications at the Government Press, Bangalore.

PART IV

Section 1-C

RULES, ORDERS AND NOTIFICATIONS UNDER CENTRAL ACTS AND ORDINANCES.

NOTIFICATION.

No. L.D. 1474—Legis. 5-51-59, dated Bangalore, 26th October 1951.

Ordered that Notification Nos. S.R.O. 1522 and 1523, dated the 1st October 1951, of the Ministry of Home Affairs, amending the Registration of Foreigners (Exemption) Order, 1949, published in the *Gazette of India*, Part II, Section 3, dated the 6th October 1951, be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

N. R. JAYA RAO,
Legal Remembrancer and
Secretary to Government,
Law Department.

GOVERNMENT OF INDIA.

MINISTRY OF HOME AFFAIRS.

New Delhi, the 2nd October 1951.

S.R.O. 1522.—In exercise of the powers conferred by Section 6 of the Registration of Foreigners Act, 1939 (XVI of 1939), the Central Government hereby directs that the following further amendments shall be made in the Registration of Foreigners (Exemption) Order, 1949, namely :—

Paragraph 1 of the said Order shall be re-numbered as sub-paragraph (1) of that paragraph and after the sub-paragraph as so re-numbered, the following sub-paragraph shall be added, namely :—

"(2) It extends to the whole of India."

S.R.O. 1523.—In exercise of the powers conferred by Section 3 of the Registration of Foreigners Act, 1939 (XVI of 1939), the Central Government hereby directs that the following further amendments shall be made in the Registration of

Foreigners Rules, 1939, the same having been previously published, as required by the said section, namely :—

In the said Rules—

1. In sub-rule (3) of rule 1, the words "except the State of Hyderabad" shall be omitted ;
2. Clause (cc) of rule 2, shall be omitted ;
3. In rule 15—
   (*a*) in sub-rule (I-B), the words, brackets and figure "subject to the provisions of sub-rule (3)" shall be omitted ;
   (*b*) sub-rule (3) shall be omitted.

FATEH SINGH,
Deputy Secretary to the Government of India.

NOTIFICATION.

No. L.D. 1485—Legis. 4-51-64, dated Bangalore, 1st November 1951.

Ordered that Notification No. S.R.O. 1397, dated the 15th September 1951, of the Ministry of Communications amending the Indian Telegraph Rules, 1932, published in the *Gazette of India*, Part II, Section 3, dated the 15th September 1951, be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

N. R. JAYA RAO,
Legal Remembrancer and
Secretary to Government,
Law Department.

GOVERNMENT OF INDIA.

MINISTRY OF COMMUNICATIONS.

(POSTS AND TELEGRAPHS.)

New Delhi, the 15th September 1951.

S.R.O. 1397.—In exercise of the powers conferred by section 7 of the Indian Telegraph Act, 1885 (XIII of 1885), the Central Government hereby directs that the following further amendment shall be made in the Indian Telegraph Rules, 1932, namely :—

For clause (I) of rule 459 of the said Rules, the following rule shall be substituted, namely :—

"(1) The charges payable for the use of a trunk line for each single period between any two exchanges belonging to the Indian Posts and Telegraphs Depart-

ment shall be fixed on the radial distance basis as follows and calculated to the nearest anna—

For the first 100 miles ...	4·8 annas for each 12½ miles or part thereof.
For the next 250 miles after the first 100 miles.	3·2 annas for each 12½ miles or part thereof.
For the next 150 miles after the first 350 miles.	4 annas for each 25 miles or part thereof.
For any radial distance after the first 500 miles.	6 annas for each 50 miles or part thereof.

Provided that the charge for a trunk call of a unit duration excluding incidental charges such as those for particular person and fixed time calls shall not exceed Rs. 12.

Provided further that the Director-General may prescribe a charge for the use of the line between any two exchanges, the radial distance between which does not exceed 20 miles, at a rate lower than the rate prescribed above subject to the condition that the facilities provided in rules 444 and 445 shall not be available in such cases."

[No. R. 3-69—50].

K. V. VENKATACHALAM, Dy. Secy.

NOTIFICATION.

No. L.D. 1486—Legis. 6-51-35, dated Bangalore, 1st November 1951.

Ordered that Notification No. S.R.O. 1392, dated 7th September 1951 of the Ministry of Food and Agriculture, publishing a Corrigendum to S.R.O. 116, published in the *Gazette of India*, Part II, Section 3, dated the 15th September 1951, be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

N. R. JAYA RAO,
Legal Remembrancer and
Secretary to Government,
Law Department.

GOVERNMENT OF INDIA.

MINISTRY OF FOOD AND AGRICULTURE.

New Delhi, the 7th September 1951.

S.R.O. 1392.—Corrigendum.—In the Bristles Grading and Marking Rules, 1951, published with the notification of the Governmen of India in the Ministry of Food and Agriculture, No. S.R.O. 716 (F. 4-5—50—Marketing) dated the 8th May

1951, published in the *Gazette of India*, Part II; Section 3, dated the 19th May 1951, the following corrections shall be made, namely :—

(1) In clause *(iii)* of rule 6 for the words 'carton and tin' substitute the words 'carton or tin'.

(2) The word 'Draft' occurring in the headings of each of the Schedules I to IX shall be omitted.

(3) For the words 'Grade' in lines 4, 5 and 'designation' in the footnote to Schedule, I substitute the words 'grades' and 'designations', respectively.

(4) For the figures '$6\frac{1}{4}$"%', '$12\frac{1}{2}$"%', and '$2\frac{1}{2}$"', in lines 5, 6 and 14 substitute the figures "$6\frac{1}{4}$%", "$12\frac{1}{2}$%", and "$2\frac{1}{4}$", respectively in the footnote to Schedule II.

(5) For the figure '$6\frac{1}{2}$"' in column 3 of Schedule III, substitute the figure '$6\frac{1}{4}$"'.

(6) For the figures "$60\frac{1}{4}$"" in lines 3 and 10 of the footnote to Schedule IV substitute the figure "$6\frac{1}{4}$"".

(7) Omit the Urdu version of the term "Produce of India" in Schedule X.

[No. F. 4-5—50-Mkt.]

A. G. MENON, Dy. Secy.

NOTIFICATION.

No. C. 1149—Co. 26-51-2, dated Bangalore, 2nd November 1951.

Ordered that the accompanying Notification No. S.R.O. 1593, dated the 16th October 1951 issued by the Government of India, Ministry of Commerce and Industry under the Cotton Control Order 1950, be republished in the *Mysore Gazette*, for general information.

By Order of His Highness the Maharaja,

N. PUTTARANGASWAMY,
Secretary to Government,
Food and Agriculture Departments.

GOVERNMENT OF INDIA.

MINISTRY OF COMMERCE AND INDUSTRY.

NOTIFICATION.

New Delhi, the 16th October 1951.

S.R.O. 1593. In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946, (XXIV of 1946), the Central Government

hereby directs that the following further amendments shall be made in the Cotton Control Order, 1950, namely:—

In the said Order.—

1. In clause 2—

(*a*) after sub-clause (*d*) the following sub-clause shall be inserted, namely:—

(*dd*) 'Cotton season' means the period from the 1st day of September of one calendar year, until and inclusive of, the thirty first day of August in the next calendar year.

(*b*) for sub-clause (*j*) the following sub-clause shall be substituted, namely:—

"(*j*) licensing authority means—

(*a*) in relation to A class or B class licence, the Textile Commissioner; and

(*b*) in relation to C class licence, the State Government or any officer authorised by the State Government in this behalf for any specified area.

2. In clause 7—

(*a*) after sub-clause (I) the following sub-clause shall be inserted, namely:—

"(IA) The Textile Commissioner in the exercise of the powers conferred upon him under sub-clause (I) shall have regard to the following matters, namely:—

(*a*) in the case of a manufacturer doing business of manufacturing yarn before the 1st September 1947, the consumption by the manufacturer of different descriptions of cotton grown in India and in Pakistan, for the purpose of manufacturing yarn during the Cotton Season 1947–48, or where the manufacture of yarn was far any reason interrupted in that season, during such other cotton season, as the Textile Commissioner may, in the circumstances of the case, deem equitable,

(*b*) the capacity of the manufacturer to manufacture yarn during the previous cotton season,

(*c*) the defaults, if any, made by the manufacturer in buying cotton allotted to him during the previous cotton season.

3. After clause 9, the following clauses shall be inserted, namely:—

"9A. (1) There shall be the following three classes of licences granted under this Order, namely:—

1. A class licence.
2. B class licence.
3. C class licence.

(2) Every such licence shall be in the appropriate form.

9B. (1) Subject to the provisions of sub-clause (2), every person who

(*a*) (*i*) has sold a minimum quantity of 3,000 bales of Indian cotton directly to any manufacturer during any of the cotton seasons 1948–49, 1949–50 and 1950–51; and

(*ii*) carried on business in cotton in more than one areas specified by the Textile Commissioner in this behalf

shall be entitled to an A class licence.

(*b*) has sold a minimum quantity of 1,500 bales of Indian cotton grown in any of the areas specified under sub-clause (*a*) (*ii*) to any manufacturer directly during any of the cotton seasons specified in sub-clause (*a*) (*i*)

shall be entitled to a B class licence.

(*c*) (*i*) carried on business in cotton in any of the areas specified by the Textile Commissioner in this behalf during any of the cotton seasons 1948-49, 1949-50 and 1950-51; and

(*ii*) held a valid licence under clause 9 on or after the 1st day of September, 1950

shall be entitled to a C class licence;

Provided that no person shall be entitled to an A class and a C class licence at the same time.

(2) Notwithstanding anything contained in sub-clause (1), a licensing authority may refuse to grant a licence to any person if, for reasons to be recorded in writing, it is of opinion that such person is unfit to hold a licence.

4. For clause 11, the following clause shall be substituted, namely:—

"11. (1) Every licence granted under this Order shall be valid for the area and for the period specified in the licence but may be renewed from time to time for a period of one year.

(2) There shall be charged for the grant or renewal of a licence of the type specified in column 1 of the undermentioned table, the fee specified in column 2 thereof.—

TABLE.

1	2
Type of licence.	*Amount of fee.*
A class licence ...	Rs. 100.
B class licence ...	Rs. 50.
C class licence ...	Rs. 25.

Provided that in respect of any one year no person shall be liable to pay more than Rs. 25 for the grant or renewal of any number of C class licenses within the same State and the amount, if any, paid by him in excess of Rs. 25 shall, on application made in that behalf, be refunded to him by the State Government.

5. In clause 14—

(*a*) sub-clause (1) shall be omitted, and

(*b*) in sub-clause (2) the word "further" shall be omitted.

6. After clause 14, the following clauses shall be inserted namely:—

"14-A. (1) Where the Textile Commissioner has, in exercise of the powers conferred upon him under sub-clause (1) of clause 7 specified the maximum quantity of any description of cotton which a manufacturer may buy, the manufacturer may make an application to the Textile Commissioner for an allotment of such cotton or any portion thereof.

(2) On receiving such an application, the Textile Commissioner may make an allotment to the manufacturer of specified quantities of the required cotton to be acquired from specified licensees at specified prices and within a specified time.

(3) In the exercise of powers conferred upon him by sub-clause (2), the Textile Commissioner shall have regard to the following matters, namely :—

(*a*) the availability of the required description of cotton for distribution among manufacturers ;

(*b*) the stocks of cotton in the possession of the applicant ; and

(*c*) the maximum quantity of the required description of cotton specified under sub-clause (1) of clause 7 in respect of the applicant and other manufacturers.

(4) Where the Textile Commissioner has made any allotment under sub-clause (2), the manufacturer shall acquire from the specified licensee and the specified licensee shall, notwithstanding anything contained in the terms of his licence, sell or deliver to the manufacturer, the allotted quantities of cotton at specified price and within the specified time ;

Provided that where the manufacturer fails to acquire such cotton or any part thereof from the specified licensees within the specified time; the Textile Commissioner may cancel the order of allotment in respect of any cotton not so acquired.

Explanation :—In this clause and the next succeeding clause, the expression "manufacturer" includes an A class licensee authorised in writing by a manufacturer to purchase cotton on his behalf.

14-B. (1) The Textile Commissioner may, for the purpose of securing proper distribution of cotton among manufacturers and with the previous sanction of the Central Government, appoint for any specified area a Distribution Committee consisting of such number of persons as the Textile Commissioner may deem fit.

(2) Where a distribution committee has been appointed under sub-clause (1) for any area.

(*a*) no manufacturer shall acquire cotton grown in that area except in pursuance of an allotment made in accordance with the provisions of clause 14-A ; and

(*b*) the functions of the Textile Commissioner under clause 14-A shall be exercisable by the distribution committee in the like manner and subject to the like restrictions.

7. In Form "A"

(*a*) below the words, figure and brackets, 'see clause (9)', the following shall be inserted, namely :—

"A/B/C Class license."

(*b*) at the end of the first paragrapb, the words 'in the following area or areas' shall be inserted.

(*c*) for clause (5), the following clause shall be substituted, namely .—

"(5). An 'A' class licensee shall not purchase cotton from any person other than a 'B' class licensee and shall not sell, hypothecate or pledge cotton to any person other than a manufacturer. He shall not during the period the license is in force purchase any *Kapas*.

A 'B' class licensee shall not purchase cotton from any person other than a grower, a cotton ginning factory or a 'C' class licensee and shall not sell cotton to any person other than a manufacturer or on 'A' class licensee.

A 'C' class licensee shall not purchase cotton from any person other than a grower or a cotton ginning factory and shall not sell cotton to any person other than a 'B' class licensee.

8. For Form 'B', the following form shall be substituted, namely :—

FORM B.

(*See* clause 10)

1. Applicant's name.

2. Where the applicant is a Corporation or a Partnership firm, the names of the Directors or the partners, as the case may be.

3. Applicant's full address.

4. Whether the application is for an 'A' class, 'B' class or 'C' class licence.

5. Where the application is for an 'A' or 'B' class licence, state the following particulars :—

Cotton season	Quantity of cotton sold (in bales) directly to manufacturers.	Area or areas in which applicant ordinarily carries on business.
1948–49 1949–50 1950–51		

6. The location of the applicant's place of business, godowns and other premises used by him for the sale or storage of cotton (detailed address of these places should be given).

I have carefully read the conditions of the licence given in Form 'A' appended to the Cotton Control Order, 1950, and I agree to abide by them.

Signature of the Applicant.

S. K. DATTA,

Deputy Secretary to the Government of India.

FORM "A"

(See Clause 9).

A/B/C CLASS LICENCE.

The Cotton Control Order, 1950 licence for purchase, sale or storage or for carrying on business in cotton or for holding cotton in hypothecation or against pledge.

Subject to the provisions of the Cotton Control Order, 1950 (hereinafter referred to as the 'said order') and to the terms and conditions of this licence.

.....is/are hereby authorised to purchase, sell, store, carry on business in cotton or hold cotton in hypothecation or against pledge in the following area or areas.....

2. The Licensee shall carry on the aforesaid business at the following place (s) :

3. The Licensee shall maintain a register of daily accounts in respect of each description of cotton in which he deals, showing correctly.—

(*a*) the opening stock on each day ;

(*b*) the quantities received on each day showing the place of origin and the name and address of the person from whom received ;

(*c*) the quantities sold, delivered or otherwise removed on each day showing the place of destination, the name and address of the person to whom they are sold or delivered, or for whom they are removed ;

(*d*) the closing stock on each day ;

4. The licensee, shall in respect of each description of cotton, submit to the appropriate licensing authority or any other officer authorised by it in this behalf within five days of the completion of each fortnight, a true return in Form "C".

5. An "A" class licensee shall not purchase cotton from any person other than a "B" class licensee and shall not sell, hypothecate or pledge cotton to any person other than a manufacturer. He shall not, during the period the licence is in force, purchase any *Kapas*.

A "B" class licensee shall not purchase cotton from any person other than a grower, a cotton ginning factory or a "C" class licensee and shall not sell cotton to any person other than a manufacturer or an "A" class licensee.

A "C" class licensee shall not purchase cotton from any person other than a grower, or a cotton ginning factory and shall not sell cotton to any person other than a "B" class licensee.

6. The licensee shall issue to every customer a correct receipt or invoice as the case may be, giving his own name, address and licence number, the name, address and licence number of the customer, the date of transaction, the quantity sold, the rate per khandy and the total amount charged and shall keep a duplicate of the same available for inspection on demand by the licensing authority or any officer authorised by such authority in this behalf.

7. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by such authority in this behalf for the inspection of his stocks and accounts at any shop, godown or other place used by him for the storage or sale of cotton and for taking samples of cotton for examination.

8. The licensee shall comply with any directions that may be given to him in regard to the purchase, sale, storage, hypothecation or pledge of cotton and in regard to the language in which the registers, returns, receipts or invoices mentioned in paragraphs 3, 4 and 6 shall be maintained submitted or issued and in regard to the maintenance of the register mentioned in paragraph 3.

..... *Signature of the Licensing Authority.*

Dated.....195 .